

Defendants.

Case No. 2:18-cv-00772-RDP

2. On July 19, 2018, Defendants requested a 45-day extension of time to respond to the Complaint. *See* Dkt. No. 13. This Court granted Defendants' motion. *See* Dkt. No. 14. Accordingly, Defendants' response to the Complaint is now due on September 13, 2018.

3. Defendants now request an additional 61-day extension of time, to and including November 13, 2018, to file a response to the Complaint.¹

4. Defendants recognize that the Court has already granted an extension of time in this case and do not make this additional request lightly. Department of Justice components are evaluating the arguments that the government will make in this matter and need additional time to conduct that review.

5. Undersigned counsel for Defendants has conferred with counsel for Plaintiff State of Alabama regarding this motion. Plaintiff State of Alabama does not oppose Defendants' motion, contingent on Defendants not seeking any further extensions of time to respond to the Complaint absent compelling circumstances. Moreover, counsel for the State of Alabama conferred with Plaintiff Morris J. Brooks, Jr. regarding Defendant's motion and, following that conference, informed undersigned counsel that Plaintiff Brooks also does not oppose the motion.

6. Granting the motion will not prejudice any parties to this litigation.

7. A proposed order is attached hereto.

¹ Defendants request a 61-day extension of time (rather than 60 days) because a 60-day extension would result in the response being due on a federal holiday.

Dated: September 12, 2018

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General

JAY E. TOWN
United States Attorney

JOHN R. GRIFFITHS
Director, Federal Programs Branch

CARLOTTA P. WELLS
Assistant Branch Director

/s/ Brad P. Rosenberg
BRAD P. ROSENBERG (DC Bar #467513)
Senior Trial Counsel
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Ave., N.W.
Washington, DC 20530
Tel.: (202) 514-3374
Fax: (202) 616-8460
Email: brad.rosenberg@usdoj.gov

Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

For Plaintiff:

| | |
|----------------------|----------------------------------------------------------------------------|
| Brad A. Chynoweth | bchynoweth@ago.state.al.us |
| Eric Michael Palmer | mnewman@ago.state.al.us |
| James W. Davis | jimdavis@ago.state.al.us |
| Steven Troy Marshall | smarshall@ago.state.al.us |
| Winfield J. Sinclair | wsinclair@ago.state.al.us |

For Proposed Intervenor-Defendants:

| | |
|-------------------------|------------------------------------------------------------------------------------------|
| Denise Marie Hulett | dhulett@maldef.org |
| James U. Blacksher | jblacksher@ns.sympatico.ca |
| Andrea E. Senteno | asenteno@maldef.org |
| W. Edward Still | Still@votelaw.com |
| Ming Ming Yang | mmyang@debevoise.com |
| Robin Thurston | rthurston@democracyforward.org |
| Anil A. Mujumdar | anil@zarzaur.com |
| Jyotin Hamid | jhamid@debevoise.com |
| Lauren M. Dolecki | lmdulecki@debevoise.com |
| Ryan M. Kusmin | rmkusmin@debevoise.com |
| Robert D. Segall | segall@copelandfranco.com |
| Danielle Luce Goldstein | danielle.goldstein@cco.sccgov.org |
| Jonathan Weissglass | jonathan@weissglass.com |
| Marcelo Quinones | marcelo.quinones@cco.sccgov.org |

I also hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participant:

Morris J. Brooks, Jr.
2101 W. Clinton Ave.
Suite 302
Huntsville, AL 35805

/s/ Brad P. Rosenberg

BRAD P. ROSENBERG (DC Bar #467513)

Senior Trial Counsel

United States Department of Justice

Civil Division, Federal Programs Branch

20 Massachusetts Ave., N.W.

Washington, DC 20530

Tel.: (202) 514-3374

Fax: (202) 616-8460

Email: brad.rosenberg@usdoj.gov

Counsel for Defendants